

EXHIBIT 41

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5 Attorneys for Plaintiffs
RUBEN JUAREZ AND ISELA
6 HERNANDEZ

7
8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10

11 RUBEN JUAREZ, an individual and
12 ISELA HERNANDEZ, an individual,

13 Plaintiff,

14 v.

15 PRECISION VALVE & AUTOMATION,
16 Inc., a corporation and DOES 1-20,

17 Defendants.

Case No. CV-03342-ODW(GJSX)

**PLAINTIFF ISELA HERNANDEZ'S
RESPONSE TO DEFENDANT'S REQUEST
FOR INTERROGATORIES, SET ONE (1)**

18 **PROPOUNDING PARTY: DEFENDANT, PRECISION VALVE & AUTOMATION**

19 **RESPONDING PARTY: PLAINTIFF, ISELA HERNANDEZ**

20 **SET NUMBER: ONE**

21 Pursuant to Federal Rules of Civil Procedure Rule 33, Plaintiff ISELA HERNANDEZ
22 hereby responds to Defendant PRECISION VALVE & AUTOMATION, INC.'s request for
23 interrogatories, set one (1).

24 **RESPONSES TO INTERROGATORIES**

25 **INTERROGATORY NO. 1:**

26 Identify in detail all EVIDENCE which supports or in any way relates to YOUR
27 allegations against DEFENDANT in this case.
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1 **RESPONSE TO INTERROGATORY NO. 1:**

2 The interrogatory is overly broad, unduly burdensome, and oppressive. It also seeks
3 information that is protected by the attorney client privilege and the work product doctrine.

4 Without waiving the objections and subject thereto, Plaintiff responds: Plaintiff Isela Hernandez's
5 loss of consortium claim is derivative of Plaintiff Ruben Juarez's personal injury claim. Plaintiff
6 elects to produce all non-privileged documents in support of the response: (1) Defendant PVA's
7 product specifications (2) Plaintiff Ruben Juarez's medical and billing records; (3) the Material
8 Safety Data Sheets of various chemicals being sprayed by PVA's benchtop dispensing system; (4)
9 photos of Plaintiffs and their children; (5) travel itineraries showing that Plaintiff Ruben Juarez
10 could not come with his family trips due to his illness. Witnesses: everyone disclosed in
11 Plaintiffs' initial disclosure. Discovery is ongoing.
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14 **INTERROGATORY NO. 2:**

15 Identify in detail all EVIDENCE which supports or in any way relates to YOUR cause of
16 action for Loss of Consortium (Third Cause of Action) in the COMPLAINT.

17 **RESPONSE TO INTERROGATORY NO. 2:**

18 The interrogatory is overly broad, unduly burdensome, and oppressive. It also seeks
19 information that is protected by the attorney client privilege and the work product doctrine.

20 Without waiving the objections and subject thereto, Plaintiff responds: Plaintiff Isela Hernandez's
21 loss of consortium claim is derivative of Plaintiff Ruben Juarez's personal injury claim. Plaintiff
22 elects to produce all non-privileged documents in support of the response: (1) Defendant PVA's
23 product specifications (2) Plaintiff Ruben Juarez's medical and billing records; (3) the Material
24 Safety Data Sheets of various chemicals being sprayed by PVA's benchtop dispensing system; (4)
25 photos of Plaintiffs and their children; (5) travel itineraries showing that Plaintiff Ruben Juarez
26 could not come with his family trips due to his illness. Witnesses: everyone disclosed in
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1 Plaintiffs' initial disclosure. Discovery is ongoing.

2 **INTERROGATORY NO. 3:**

3 Identify in detail all EVIDENCE which supports or in any way relates to YOUR claim
4 that Defendant's wrongful conduct, acts and/or omissions "were a substantial factor in causing
5 Plaintiff ISELA BERNANDEZ to sustain loss of love, care companionship, comfort, assistance,
6 protection, society, moral support from Plaintiff RUBEN JUAREZ" as alleged in the Complaint.

7 **RESPONSE TO INTERROGATORY NO. 3:**

8 The interrogatory is overly broad, unduly burdensome, and oppressive. It also seeks
9 information that is protected by the attorney client privilege and the work product doctrine.
10 Without waiving the objections and subject thereto, Plaintiff responds: Plaintiff Isela Hernandez's
11 loss of consortium claim is derivative of Plaintiff Ruben Juarez's personal injury claim. Plaintiff
12 elects to produce all non-privileged documents in support of the response: (1) Defendant PVA's
13 product specifications (2) Plaintiff Ruben Juarez's medical and billing records; (3) the Material
14 Safety Data Sheets of various chemicals being sprayed by PVA's benchtop dispensing system; (4)
15 photos of Plaintiffs and their children; (5) travel itineraries showing that Plaintiff Ruben Juarez
16 could not come with his family trips due to his illness. Witnesses: everyone disclosed in
17 Plaintiffs' initial disclosure. Discovery is ongoing.

18 **INTERROGATORY NO. 4:**

19 DESCRIBE in detail all INJURIES which YOU allege were caused, or were in any way
20 contributed to, by Defendant's wrongful conduct, acts and/or omissions, as alleged in YOUR
21 COMPLAINT.

22 **RESPONSE TO INTERROGATORY NO. 4:**

23 Plaintiff Isela Hernandez's loss of consortium claim is derivative of Plaintiff Ruben
24 Juarez's personal injury claim. As a result of Defendant Precision Valve & Automation ("PVA")

1 design/manufacturing defects in PVA 350, Plaintiff Ruben Juarez, a previously healthy man, who
2 rarely went to see doctors, suffers from neurological deficits and psychological depression from
3 the chronic exposure to the chemicals sprayed by the PVA 350. Plaintiff Isela Hernandez lost
4 love, care companionship, comfort, assistance, protection, society, moral support from Plaintiff
5 RUBEN JUAREZ due to his illness.

6
7 **INTERROGATORY NO. 5:**

8 DESCRIBE in detail everything YOU did to determine what caused Isela Hernandez's
9 injuries which are alleged in the COMPLAINT.

10 **RESPONSE TO INTERROGATORY NO. 5:**

11 The interrogatory is vague and ambiguous and unintelligible. Without waiving the
12 objection and subject thereto, plaintiff responds: Plaintiff Isela Hernandez's claim is derivative of
13 her husband Ruben Juarez's personal injury claim.

14
15 **INTERROGATORY NO. 6:**

16 Identify in detail all EVIDENCE which establishes or in any way relates to whether
17 plaintiffs' lawsuit is barred by the two-year statute of limitations found in Code of Civil Procedure
18 section 335.1.

19
20 **RESPONSE TO INTERROGATORY NO. 6:**

21 The interrogatory is overly broad, unduly burdensome, and oppressive. It also seeks
22 information that is protected by the attorney-client privilege and work product doctrine. Without
23 waiving the objections and subject thereto, Plaintiff responds: Mr. Juarez's medical records, the
24 MSDS of the pertinent chemicals, and the email from Mr. Juarez to his HR, asking for a

25 . ///

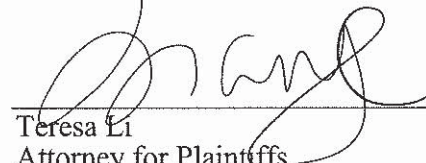
26 ///

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disclosure of the MSDS. Witnesses: everyone disclosed in Plaintiffs' initial disclosure.

Dated: September 6, 2017

LAW OFFICES OF TERESA LI, P.C.


Teresa Li
Attorney for Plaintiffs
RUBEN JUAREZ AND ISELA
HERNANDEZ

VERIFICATION

I, Isela Hernandez declare that:

I am a plaintiff in this action. I have read the foregoing Plaintiff Isela Hernandez's Response to Defendant's Request for Interrogatories, Set One (1) and know the contents thereof.

The information supplied therein is based on my own personal knowledge and/or has been supplied by my attorneys or other agents and is therefore provided as required by law. The information contained in the foregoing document is true, except as to the matters which were provided by my attorneys or other agents and, as to those matters, I am informed and believe that they are true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this verification was executed on September 08, 2017 at Granada Hills, California.


ISELA HERNANDEZ

1 **PROOF OF SERVICE**

2 State of California, County of San Francisco

3 I am employed in the County of San Francisco, State of California. I am over the age of
4 18 and not a party to the within action; my business address is 315 Montgomery Street, 9th Floor,
5 San Francisco, CA 94104.
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7 On the date listed below, I served the following documents: in the manner and/or manners
8 described below to each of the parties herein and addressed as stated below:

- 9
- 10 • **PLAINTIFF ISELA HERNANDEZ'S RESPONSE TO DEFENDANT'S**
REQUEST FOR INTERROGATORIES, SET ONE (1)
 - 11 • **PLAINTIFF ISELA HERNANDEZ'S RESPONSE TO DEFENDANT'S**
12 **REQUEST FOR PRODUCTION OF DOCUMENTS AND**
ELECTRONICALLY STORED INFORMATION (ESI), SET ONE (1)
 - 13 • **PLAINTIFF RUBEN JUAREZ'S RESPONSE TO DEFENDANT'S**
14 **REQUEST FOR INTERROGATORIES, SET ONE (1)**
 - 15 • **PLAINTIFF RUBEN JUAREZ'S RESPONSE TO DEFENDANT'S**
16 **REQUEST FOR PRODUCTION OF DOCUMENTS AND**
ELECTRONICALLY STORED INFORMATION (ESI), SET ONE (1)

17 Shahrad Milanfar
18 smilanfar@bkscal.com
19 Alex P. Catalona
acatalona@bkscal.com
20 BECHERER KANNETT & SCHWEITZER
1255 Powell Street
21 Emeryville, CA 94608

22 _____ United States Postal Service, U.S. Mail, with First Class postage prepaid and deposited in a
23 sealed envelope at San Francisco, CA. I am readily familiar with the business practice at my
24 place of business for collection and processing of correspondence for mailing with the United
States Postal Service. Correspondence so collected and processed is deposited with the United
States Postal Service that same day in the ordinary course of business.

25 _____ Facsimile Transmission

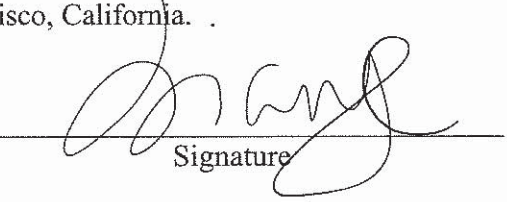
26 _____ Hand delivery by Courier: same day delivery

27 X Other: E-Mail. pdf attachment
28

1
2 I certify and declare under penalty of perjury under the laws of the State of California that
3 the foregoing is true and correct.

4 Executed on September 8, 2017, at San Francisco, California. .

5 Teresa Li
6 Type or Print Name

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Signature